### **Appendix B - Settings Assessment**

## **B.1 Provider Attestation Survey, 2015**

#### **Assessment of HCBS Settings**

Q1 The Center for Medicare and Medicaid Services, known as CMS, has made changes to its requirements for home and community based services. The new final rule, effective March 17, 2014, requires states to evaluate its HCBS settings to meet the new rule's definition. The new Final Rule affects all HCBS settings (residential and nonresidential) that are controlled, owned and operated by providers in which individuals receive home and community based services through the Autism, Frail Elderly, Intellectual and Developmental Disabilities, Physical Disability, SED, Traumatic Brain Injury, and Technology Assisted Programs. To ensure compliance with the new rules, KDADS is requesting all providers who own, operate and control settings to complete one (1) survey for every setting type that they own, operate and control. The setting types (listed below) will be assessed and the information gathered through this survey will be used to develop and update the Transition Plan. Please answer the questions with the type of activities that are "typical" of the setting type. Comments can be added to the end of the survey if you would like to provide additional information and pose questions for future follow up. The survey is designed so that it must be completed for each setting type individually (i.e., if you own. operate or control more than one setting type, you must take the survey for each one). Once you complete the survey, you can start over and complete a different survey for a different setting type. Questions related to the survey and transition plan can be sent to HCBS-KS@kdads.ks.gov. Questions regarding technical issues with the survey can be directed to Dr. Tara Gregory, Director of Research and Evaluation at WSU Center for Community Support and Research, at tara.gregory@wichita.edu. IF YOU HAVE MULTIPLE TYPES OF FACILITIES, PLEASE COMPLETE THIS SURVEY FOR EACH ONE. If you do not complete a survey for each one, it may impact continued HCBS funding. Please complete all surveys by Friday, May 30 at noon.

Q48 Please provide contact information for the person completing this

survey: Name (1)
Telephone number (2)
E-mail address (3)

Q2 Please provide the full name of your organization.

Q3 Please specify the type of facility:
O Nursing facility (1)
O Nursing facility for mental health (8)
O Intermediate care facility for individuals with developmental disabilities (9)
O Private Psychiatric Hospital (PPH) (10)
O Psychiatric Residential Treatment Facility (PRTF) (11)
O Substance Use Disorder (SUD) Treatment Facility (12)
O Residential care facility for persons with mental illness (13)
O Adult family home for persons with mental illness (14)
O Foster family home (16)
O Group home (17)
O Residential center (18)
O Maternity home (19)
O Day care facility (20)
O Assisted living facility (21)
O Residential health care facility (22)
O Home plus facility (23)
O Boarding care home (24)
O Adult day care facility (25)
O Day services for adults with intellectual and developmental disabilities (26)
O Residential services for adults with intellectual and developmental disabilities (27)
O Shared Living/Host Homes/Extended Family Teaching Homes (29)
O Foster Home/Adult Foster Home/Children's Residential/Respite Care (30)
O Community Mental Health Center (31)
Q40 Please indicate the following for the facility/setting you selected above:
O Serves children only (1)
O Serves adults only (2)
O Serves children and adults (3)

Q39 For the facility/setting you selected above, please provide the following information about the number of residents/clients:
Total number of residents/clients in the facility/setting listed above: (1) Number of HCBS residents/clients in the facility/setting listed above: (2)
Q4 Is the HCBS setting you specified above (under type of facility) located on the same campus as a nursing facility, Intermediate Care Facility for individuals with intellectual disabilities, or other private or public institutions?  Yes (9)
No (10) If No Is Selected, Then Skip To Do you offer Autism services in the H
Q46 Please choose the statement that's most accurate for your setting:  HCBS setting is not physically connected to the nursing home. (5)  HCBS setting is connected through a covered walk or breezeway. (6)  HCBS setting is directly attached to the nursing home but has its own entrance, dining, living, and recreation areas. (7)  HCBS setting is directly attached and shares entrance, dining, living and recreation areas with the nursing home. (8)
Q5 Do you offer Autism services in the HCBS setting you specified?
O Yes (1)
② No (2)
If No Is Selected, Then Skip To Do you offer Frail Elderly services i

Q6	Please choose all that apply for the services you provide for Autism
	Consultative Clinical and Therapeutic Services (Autism Specialist) (1)
	Interpersonal Communication Therapy (2)
	Intensive Individual Supports (3)
	Parent Support & Training (4)
	Family Adjustment Counseling (5)
	Respite Services (6)
	Interpersonal Communications Therapy (7)
Q7	Do you offer Frail Elderly services in the HCBS setting you specified?
•	Yes (1)
	No (2)
? [	·
	o Is Selected, Then Skip To Do you offer Intellectual/Development
	o Is Selected, Then Skip To Do you offer Intellectual/Development
If N	
If N	o Is Selected, Then Skip To Do you offer Intellectual/Development  Please choose all that apply for the services you provide for Frail Elderly
If N	
If N Q8 □	Please choose all that apply for the services you provide for Frail Elderly
Q8	Please choose all that apply for the services you provide for Frail Elderly Adult Day Care (1)
Q8	Please choose all that apply for the services you provide for Frail Elderly  Adult Day Care (1)  Assisted Technology (2)
Q8	Please choose all that apply for the services you provide for Frail Elderly  Adult Day Care (1)  Assisted Technology (2)  Attendant Care Services (3)
Q8	Please choose all that apply for the services you provide for Frail Elderly  Adult Day Care (1)  Assisted Technology (2)  Attendant Care Services (3)  Comprehensive Support (4)
Q8	Please choose all that apply for the services you provide for Frail Elderly  Adult Day Care (1)  Assisted Technology (2)  Attendant Care Services (3)  Comprehensive Support (4)  Financial Management Service (5)
Q8	Please choose all that apply for the services you provide for Frail Elderly  Adult Day Care (1)  Assisted Technology (2)  Attendant Care Services (3)  Comprehensive Support (4)  Financial Management Service (5)  Medication Reminder (6)
Q8	Please choose all that apply for the services you provide for Frail Elderly  Adult Day Care (1)  Assisted Technology (2)  Attendant Care Services (3)  Comprehensive Support (4)  Financial Management Service (5)  Medication Reminder (6)  Nursing (7)
Q8	Please choose all that apply for the services you provide for Frail Elderly  Adult Day Care (1)  Assisted Technology (2)  Attendant Care Services (3)  Comprehensive Support (4)  Financial Management Service (5)  Medication Reminder (6)  Nursing (7)  Evaluation Visit (8)
Q8	Please choose all that apply for the services you provide for Frail Elderly  Adult Day Care (1)  Assisted Technology (2)  Attendant Care Services (3)  Comprehensive Support (4)  Financial Management Service (5)  Medication Reminder (6)  Nursing (7)  Evaluation Visit (8)  Oral Health (9)
Q8	Please choose all that apply for the services you provide for Frail Elderly  Adult Day Care (1)  Assisted Technology (2)  Attendant Care Services (3)  Comprehensive Support (4)  Financial Management Service (5)  Medication Reminder (6)  Nursing (7)  Evaluation Visit (8)  Oral Health (9)  Personal Emergency Response (10)

Q9 Do you offer Intellectual/Developmental Disability services in the HCBS setting you specified?
O Yes (1)
② No (2)
If No Is Selected, Then Skip To Do you offer Physical Disability serv
Q10 Please choose all that apply for the services you provide for Intellectual/Developmental Disability
☐ Assisted Services (1)
□ Day Services (2)
☐ Financial Management Service (3)
☐ Medical Alert Rental (4)
☐ Personal Assistant Services (5)
☐ Residential Supports (6)
☐ Sleep Cycle Support (7)
□ Support Employment (8)
□ Supportive Home Care (9)
□ Wellness Monitoring (10)
Q11 Do you offer Physical Disability services in the HCBS setting you specified?
O Yes (1)
② No (2)
If No Is Selected, Then Skip To Do you offer SED services in the HCBS

Q12 Please choose all that apply for the services you provide for Physical Disability
□ Personal Services (1)
☐ Assisted Services (2)
□ Sleep Cycle Support (3)
□ Personal Emergency Response Systems (PERS) (4)
☐ Financial Management Services (FMS) (5)
□ Home Delivered Meals (6)
☐ Medication Reminder (Call, Dispenser, Installation) (7)
Q41 Do you offer SED services in the HCBS setting you specified?
O Yes (9)
② No (10)
If No Is Selected, Then Skip To Do you offer Technology Assisted serv
, , , , , , , , , , , , , , , , , , ,
Q42 Please choose all that apply for the services you provide for SED
O Parent Support and Training (4)
O Independent Living/Skills Building (5)
O Short Term Respite Care (6)
O Wraparound Facilitation (7)
O Professional Resource Family Care (8)
O Attendant Care (9)
Q13 Do you offer Technology Assisted services in the HCBS setting you specified?
O Yes (1)
? No (2)
If No Is Selected, Then Skip To Do you offer Traumatic Brain Injury s

Q14 Please choose all that apply for the services you provide for Technology Assisted
☐ Financial Management Service (1)
☐ Health Maintenance Monitoring (2)
☐ Home Modifications (3)
☐ Intermittent Intensive Medical Care Services (4)
☐ Long Term Community Care Attendant (5)
☐ Medical Respite (6)
☐ Specialized Medical Care (7)
Q15 Do you offer Traumatic Brain Injury services in the HCBS setting you specified?
O Yes (1)
② No (2)
If No Is Selected, Then Skip To The following characteristics are ind
Q16 Please choose all that apply for the services you provide for Traumatic Brain Injury
□ Assisted Services (1)
☐ Financial Management Services (2)
☐ Home Delivered Meals (3)
☐ Medication Reminder Call/Dispenser/Installation (4)
□ Personal Services (5)
☐ Personal Emergency Response/Installation (6)
☐ Rehabilitation Therapies (7)
□ Sleep Cycle Support (8)
☐ Transitional Living Skills (9)

Q17 The following characteristics are indicators of compliance with CMS home and community-based settings requirements. Based on the question asked and your knowledge of your setting (selected above), please indicate to the best of your understanding what extent your organization TYPICALLY meets the expectations for each of the indicators under the major headings below. "Typically" means "in most situations excluding unique cases."

#### Q18 The setting was selected by the individual

	Completely meets expectation (1)	Partially meets expectation (2)	Doesn't meet expectation (3)	Not applicable (4)
Individual given choice of available options regarding where to live/receive services (1)	2	?	?	2
Individual given opportunities to visit other settings (2)	2	?	?	2
The setting reflects the individual's needs and preferences (3)	2	2	2	2
Documentation of selection is maintained by provider and readily available for review	2	?	?	2

# Q19 Individual participates in unscheduled/scheduled community in same manner as individuals not receiving HCBS

	Completely meets expectation (1)	Partially meets expectation (2)	Doesn't meet expectation (3)	Not applicable (4)
Individual regularly accesses the community (1)	?	?	?	2
Individual is able to describe how the individual accesses the community (2)	?	?	?	2
Provider documents individual's choice of activity (3)	?	?	?	2
Individual is aware of/has access to materials to know of activities occurring outside the setting (4)	2	?	?	?
Individual attends religious services, shops, eats with family, etc, in community, as chooses (5)	?	?	?	2
Individual can come and go as s/he pleases (6)	?	?	?	2
Individual talks/expresses information about activities occurring outside of setting (7)	?	?	?	2

## Q20 Individual has his/her own bedroom or shares a room with roommate of choice

	Completely meets expectation (1)	Partially meets expectation (2)	Doesn't meet expectation (3)	Not applicable (4)
Individual given a choice of roommate (1)	2	?	?	2
Individual talks about his/her roommate(s) in a positive manner (2)	2	?	?	2
Individual expresses a desire to remain in a room with his/her roommate (3)	2	?	?	2
Married couples able to share a room by choice (4)	2	?	2	2
Individual knows how s/he can request a roommate change (5)	2	?	2	2

## Q21 Individual chooses/controls a schedule that meets his/her wishes (in person-centered plan)

	Completely meets expectation (1)	Partially meets expectation (2)	Doesn't meet expectation (3)	Not applicable (4)
Individual knows s/he is not required to follow a schedule for waking, activities, eating, etc. (1)	?	?	?	2
Individual's schedule varies from others in the same setting (2)	2	?	?	2
Individual has access to such things as a television, radio, and leisure activities that interest him/her and cans/he schedule such activities at his/her convenience (3)	2	?	?	2

# Q22 Individual controls his/her personal resources

	Completely meets expectation (1)	Partially meets expectation (2)	Doesn't meet expectation (3)	Not applicable (4)
Individual has a check or savings account or other means to control his/her funds (1)	2	?	?	2
Individual has access to his/her funds (2)	2	?	?	2
Individual knows that s/he is not required to sign over his/her paycheck to provider (3)	?	?	?	?

### Q23 Individual chooses with whom to eat or to each alone

	Completely meets expectation (1)	Partially meets expectation (2)	Doesn't meet expectation (3)	Not applicable (4)
Individual is not required to sit at an assigned seat in a dining area (1)	?	?	?	2
Individual converses/communicates with others during meal time (2)	2	?	?	2
Individual can eat privately if s/he chooses to do so (3)	2	?	?	2
Individual chooses what time to eat and what food s/he wants to each (4)	2	2	?	2

## Q24 Individual choices are incorporated into the services and supports received

	Completely meets expectation (1)	Partially meets expectation (2)	Doesn't meet expectation (3)	Not applicable (4)
Individual is asked about his/her needs and preference (1)	?	?	?	2
Individual is aware of how to make a service request (2)	?	?	?	2
Individual expresses satisfaction with services being received (3)	?	?	?	2
Requests for services and supports are documented and accommodated (not ignored/denied) (4)	2	?	?	2
Individual's choice is facilitated in manner that leaves individual empowered to make decisions (5)	?	?	?	2

## Q25 Individual chooses from whom to receive services and supports

	Completely meets expectation (1)	Partially meets expectation (2)	Doesn't meet expectation (3)	Not applicable (4)
Individual can identify other providers who render the services s/he receives (1)	2	?	?	?
Individual expresses satisfaction with provider selected or s/he asked to discuss a change (2)	2	?	?	2
Individual knows how and to whom to make a request for a new provider (3)	2	?	?	2

### Q26 Individual is free from coercion

	Completely meets expectation (1)	Partially meets expectation (2)	Doesn't meet expectation (3)	Not applicable (4)
Information for filing a complaint is posted in obvious location and understandable formats (1)	?	?	?	?
Individual is comfortable discussing concerns with provider (2)	2	?	?	2
Individual knows the person to contact or the process to make an anonymous complaint (3)	2	?	?	2
Individual can file an anonymous complaint (4)	2	?	?	2
Individuals in the setting have different haircuts/hairstyles and hair color (5)	?	?	?	?

## Q19 Individual has active role in development and update of the individual person-centered plan/Integrated Service plan

	Completely meets expectation (1)	Partially meets expectation (2)	Doesn't meet expectation (3)	Not applicable (4)
Individual/chosen representative(s) know how to schedule PCSP meeting (1)	2	?	?	2
Individual can explain the process to develop and update his/her plan (2)	2	?	?	?
Individual was present at the last planning meeting (3)	2	?	?	?
Planning meeting occurs at a time and place convenient for the individual to attend (4)	2	?	?	?

# Q27 The setting does not isolate individuals from individuals not receiving Medicaid HCBS in broader community

	Completely meets expectation (1)	Partially meets expectation (2)	Doesn't meet expectation (3)	Not applicable (4)
HCBS Individuals do not live/receive services separate from non-HCBS individuals in same setting (1)	2	?	?	2
Setting in the community is among other private residences, retail businesses (2)	2	?	?	2
Community traffic pattern consistent around the setting (i.e. individuals do not avoid setting) (3)	2	?	?	2
Individuals greet/acknowledge individual receiving services when they encounter them (4)	2	2	?	2
Visitors are present/allowed/welcomed at the location (5)	2	?	?	2
Visitors are not restricted to specified visiting hours or visiting hours are posted at the location (6)	2	?	?	2
There is evidence that visitors have been present at regular frequencies (7)	2	?	?	2
Visitors are not restricted to visitor's meeting area/prevented from visiting in person's room (8)	?	?	?	?

## Q28 State laws, regulations, licensing requirements, or facility protocols or practices do not limit individuals' choices

	Completely meets expectation (1)	Partially meets expectation (2)	Doesn't meet expectation (3)	Not applicable (4)
Provider's policies and procedures do not limit individual's access to food (1)	2	?	?	2
Provider does not limit visiting for individuals unless required by state regulations (2)	2	?	?	2
Individuals are not prohibited from engaging in legal activities (3)	2	?	?	2
Any limitations to visiting hours are documented and approved by the individual (4)	2	?	?	2

## Q29 Setting is an environment that supports individual comfort, independence and preferences

	Completely meets expectation (1)	Partially meets expectation (2)	Doesn't meet expectation (3)	Not applicable (4)
Individual has informal (written/oral) communication in a language the individual understands (1)	?	?	?	2
Assistance is provided in private, as appropriate, when needed (2)	?	?	?	?
Individuals have full access to typical facilities in home such as a kitchen with cooking facilities, dining area, laundry, and comfortable seating in the shared areas (3)	?	?	?	2

# Q30 Individual has unrestricted access in the setting

	Completely meets expectation (1)	Partially meets expectation (2)	Doesn't meet expectation (3)	Not applicable (4)
There are no barriers preventing individuals' entrance to or exit from certain areas of setting (1)	2	?	?	?
Provider facilitates access for HCBS client to integrated activities such as pool, gym, etc. that are used by others (2)	2	?	?	?
Setting is physically accessible (no obstructions such limiting individuals' mobility in the setting) (3)	2	?	?	?
Environmental adaptations such as a stair lift or elevator are available to ameliorate the obstruction (4)	2	?	?	?

# Q31 Individuals have full access to the community

	Completely meets expectation (1)	Partially meets expectation (2)	Doesn't meet expectation (3)	Not applicable (4)
Individuals can come and go at will (1)	2	?	?	?
Individuals are moving freely inside/outside the setting instead of sitting by the front door (2)	?	?	?	?
There is no curfew or other requirement for a scheduled return to a setting (3)	?	?	?	?
Individuals know how to use/have access to public transportation (buses/taxes nearby) (4)	?	?	?	?
Bus and public transportation schedules/telephone numbers are posted in convenient location (5)	?	?	?	?
Facility provides training in the use of public transportation (6)	2	?	?	?
If public transportation is limited, other resources are provided to access broader community (7)	?	?	?	?
Setting has an accessible van available to transport individuals to appointments, shopping, etc. (8)	?	?	?	?

# Q32 Individual's right to dignity and privacy is respected

	Completely meets expectation (1)	Partially meets expectation (2)	Doesn't meet expectation (3)	Not applicable (4)
Health information about individuals is kept private and is not published or publically available (1)	2	?	?	?
Schedules of individuals for PT, OT, medications, restricted diet, etc, are not posted publically (2)	2	?	?	?
Individuals who need assistance with grooming are groomed as they desire (3)	2	?	?	?
Individuals are clean, well groomed with nails trimmed and clean (4)	2	?	?	?
Individuals who need assistance are dressed in their own clothes (not wearing PJs, robes all day) (5)	2	?	?	?
Individuals are dressed in clean clothes appropriate to time, day, weather, preferences (6)	2	?	?	?

#### Q33 Staff communicate with individuals in a dignified manner

	Completely meets expectation (1)	Partially meets expectation (2)	Doesn't meet expectation (3)	Not applicable (4)
Individuals greet and chat/interact with staff (1)	2	?	?	2
Staff converse with individuals while providing assistance and during regular course of day (2)	2	?	?	2
Staff do not talk to other staff about individuals as if they are not present or in earshot of others (3)	?	?	?	?
Staff address individuals in preferred manner (do not routinely using "hon", "sweetie", etc) (4)	2	?	?	2

Q34 Please provide any additional information you feel would be helpful to KDADS in understanding your HCBS settings and ability to comply with requirements.

Q35 If you need to complete another survey for a different type of facility, please use the same link to start over. You may take this survey as many times as needed. Again, it is ESSENTIAL that you fill out a separate survey for each type of facility your organization includes.

#### **B.2** Provider Attestation Survey, 2016

2016- HCBS Provider Self Assessment and Attestation

Q1 Kansas Home and Community Based Settings (HCBS) Transition Provider Self Assessment and Attestation Survey

Q2 The Center for Medicare and Medicaid Services, known as CMS, has made changes to its requirements for home and community based services. The new final rule, effective March 17, 2014, requires states to evaluate their HCBS settings to meet the new rule's definition. The new Final Rule affects all HCBS settings (residential and nonresidential) that are controlled, owned and operated by providers in which individuals receive home and community based services through the Autism, Frail Elderly, Intellectual and Developmental Disabilities, Physical Disability, SED, Traumatic Brain Injury, and Technology Assisted Programs. To ensure compliance with the new rules, KDADS is requesting all providers who own, operate and control settings to complete one (1) self-assessment/attestation survey for every setting type that they own, operate and control. The information gathered through this survey will assist KDADS to assess existing systems for compliance with the new final rule and determine the next steps for the onsite assessment plan. Please provide a summary of your organization's self- evaluation of compliance with the final rule. Additional comments can be added to the end of the survey if you would like to provide additional information and pose questions for future consideration during the onsite assessment process. The survey is designed so that it must be completed for each setting type individually (i.e., if you own. operate or control more than one setting type, you must take the survey for each one). You may use the same link to take the survey multiple times - once for each setting. HCBS settings' failure to complete the self-assessment/attestation survey by May 27, 2016 will be advanced to the first round of onsite, in-person assessment of compliance by KDADS staff. These settings will receive notification from KDADS of their failure to report their self-assessments of compliance with the final rule and will be given direction for the next steps of the HCBS Settings Compliance process. Questions related to the survey and transition plan can be sent to HCBS-KS@kdads.ks.gov. IF YOU HAVE MULTIPLE TYPES OF SETTINGS RECEIVING HCBS FUNDING, PLEASE COMPLETE ONE SURVEY FOR EACH TYPE OF SETTING, BUT ONLY ONE SURVEY FOR ALL LOCATIONS OF THAT SETTING TYPE. For example, you might receive funding for SETTING 1 and SETTING 2, with 5 SETTING 1 locations and 7 SETTING 2 locations. You would then fill out the survey twice, once regarding all locations of SETTING 1, and once regarding all locations of SETTING 2. KDADS encourages all HCBS settings to complete a self-assessment/attestation by May 27, 2016 in order to ensure settings providing HCBS services in Kansas can be determined to be compliant with the final rule. Questions regarding technical issues with the survey can be directed to Dr. Tara Gregory, Director of the Wichita State University Center for Applied Research and Evaluation, at tara.gregory@wichita.edu.

Q5 Name of person submitting assessment
Q6 Title
Q7 Phone
Q8 Email
Q30 I attest my organization controls, owns, or operates the following setting and all of the following answers are in regard to this type of setting:
O Licensed Adult Care Home (1)
O Institution for mental disease (2)
<ul><li>Hospital (3)</li><li>Intermediate Care Facilities for Individuals with Intellectual Disabilities (4)</li></ul>
The intermediate care racintes for marviadais with intericetal bisabilities (4)

Q31 Please select the type of facility:	
O	Nursing facility (1)
$\mathbf{O}$	Nursing facility for mental health (2)
$\mathbf{O}$	Psychiatric Residential Treatment Facility (PRTF) (3)
$\mathbf{O}$	Intermediate care facility for individuals with developmental disabilities (4)
$\mathbf{O}$	Private Psychiatric Hospital (PPH) (5)
$\mathbf{O}$	Substance Use Disorder (SUD) Treatment Facility (6)
$\mathbf{O}$	Residential care facility for persons with mental illness (7)
0	Foster family home (8)
0	Group home (9)
0	Residential center (10)
$\mathbf{O}$	Maternity home (11)
O	Day care facility (12)
0	Assisted living facility (13)
0	Residential health care facility (14)
0	Home plus facility (15)
0	Boarding care home (16)
	Adult day care facility (17)
	Day services for adults with intellectual and developmental disabilities (18)
	Residential services for adults with intellectual and developmental disabilities (19)
	Shared Living/Host Homes/Extended Family Teaching Homes (20)
	Foster Home/Adult Foster Home/Children's Residential/Respite Care (21)
	Community Mental Health Center (22)
0	Adult family home for persons with mental illness
(23	) Q32 When applicable provide Medicaid ID #:
•	
Q33 When applicable provide NPI #:	
Q9	Demographic Information for this Setting Type

Q10 # of Individuals receiving services in this setting type (total # of consumers served – regardless of funding source) Q11 # of individuals receiving HCBS services in this setting type (# of HCBS consumers served) Q12 Enter the following information about the locations of this setting type. # of setting locations (1) Address of first location (2) Address of second location (if applicable) (3) Address of third location (if applicable) (4) Q16 Please use this space to enter any addresses for additional settings. Q17 Average # of individuals served in an individual setting: Q18 Fewest # of individuals served in this setting type Q19 Highest # of individuals served in this setting type

Q2	O This organization serves the following home and community based services for the following population (check all that apply):
	Autism (1)
	Frail Elderly (2)
	Intellectual/ Developmental Disability (3)
	Physical Disability (8)
	Serious Emotional Disturbance (4)
	Technology Assisted (5)
	Traumatic Brain Injury (6)
Q2	1 The following best describes my organization's capacity:
O	3 people or fewer (1)
O	4 to 8 people (2)
O	9 people or more (3)
gre pe	2 Settings that ARE Home and Community-Based must be integrated in and support full access of individuals receiving Medicaid HCBS to the rater community, including opportunities to seek employment and work in competitive integrated settings, engage in community life, control resources, and receive services in the community, to the same degree of access as individuals not receiving Medicaid HCBS. Home and mmunity Based Settings Must have the following characteristics: (please check all boxes that apply)
	Chosen by the individual from among setting options including non-disability specific settings (as well as an independent setting) and an option for a private unit in a residential setting.  -Choice must be identified/included in the person-centered service plan -Choice must be based on the individual's needs, preferences, and, for residential settings, resources available for room and board. (1)  Ensures an individual's rights of privacy, dignity and respect, and freedom from coercion and restraint. (2)
	Optimizes, but does not regiment, individual initiative, autonomy, and independence in making life choices, including but not limited to, daily activities, physical environment, and with whom to interact. (3)
	Facilitates individual choice regarding services and supports, and who provides them. (4)
	3 For provider owned and controlled settings to be considered home and community-based settings, it must have these additional aracteristics (please check all boxes that apply)
	The residential unit or location must be a specific physical place that can be owned, rented, or occupied under a legally enforceable
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	agreement by the individual receiving services-The individual has, at a minimum, the same responsibilities and protections from eviction that tenants have under the landlord/tenant law of the State, county, city, or other designated entityIf landlord tenant laws do not apply, the State must ensure that a lease, residency agreement or other form of written agreement for each HCBS participant that provides protections that address eviction processes and appeals comparable to those provided under the landlord tenant law. (1) Each individual has privacy in their sleeping or living unit: -Units have entrance doors lockable by the individual, with only appropriate staff having keys to doorsIndividuals sharing units have a choice of roommates in that settingIndividuals have the freedom to furnish and decorate their sleeping or living units within the lease or other agreement. (2) Individuals have the freedom and support to control their own schedules and activities, and have access to food at any time. (3) Individuals are able to have visitors of their choosing at at any time (4)
	The setting is physically accessible to the individual (5)
ind	4 Settings that have the following two characteristics alone might, but will not necessarily, meet the criteria for having the effect of isolating ividuals:
O	The setting is designed specifically for people with disabilities, and often even for people with a certain type of disability. (1)  The individuals in the setting are primarily or exclusively people with disabilities and on-site staff provides many services to them. (2)  Not applicable to this setting (3)
Q2	5 Settings that isolate people receiving HCBS from the broader community may have any of the following characteristics:
O	Setting is designed to provide disabled individuals with multiple types of services and activities on-site, including housing, day services, medical, behavioral/therapeutic services, or social and recreational activities. (1)
	People have limited, if any, interaction with the broader community. (2)  Settings that use (authorize interventions (restrictions that are used in institutional settings or are deemed unassentable in Medicaid
<b>J</b>	Settings that use/authorize interventions/restrictions that are used in institutional settings or are deemed unacceptable in Medicaid Institutional settings (e.g. restraints and seclusion) (3)
O	Not applicable to this setting (4)

for individuals with intellectual disabilities; a hospital; or any other locations that have qualities of an institutional setting.
Q27 Settings that are Presumed to have the Qualities of an Institution:
<ul> <li>Any setting that is located in a building that is also a publicly or privately operated facility that provides inpatient intuitional treatment. (1)</li> <li>Any setting that is located in a building on the grounds of, or immediately adjacent to a public institution; or (2)</li> <li>Any other setting that has the effect of isolating individuals receiving Medicaid HCBS from the broader community of individuals not receiving Medicaid HCBS. (3)</li> <li>Not Applicable to this setting (4)</li> </ul>
Q28 For Settings that currently do not meet HCBS characteristics (as identified in this section), but may be able to or believe the setting will comply with the Rule, the provider may request heightened scrutiny for determination of compliance and submission of evidence of HCBS.
<ul> <li>Yes, Heightened Scrutiny is requested for this setting (1)</li> <li>No, Heightened Scrutiny is not requested for this setting (2)</li> </ul>
Q29 For settings that serve individuals who are receiving HCBS, the setting should have a person-centered service plan, and the following requirements must be documented in a person-centered service plan (such as a negotiated settlement agreement, person-centered support plan individual behavior support plan, etc.):
□ Identifies a specific and individualized assessed need. (1) □ Documents the positive interventions and supports used prior to any modifications to the person-centered service plan. (2) □ Documents less intrusive method that attempted to meet the need but didn't. (3) □ Includes a clear description of the condition that is directly proportionate to the specific assessed need (4) □ Includes regular collection and review of data to measure the ongoing effectiveness of the modification. (5) □ Includes established time limits for periodic reviews to determine if the modification is still necessary or can be terminated. (6) □ Includes the informed consent of the individual. (7) □ Includes assurances that interventions/supports cause no harm to the person. (8)

Medicaid HCBS (3)  A setting that is designed specifically for individuals with disabilities or a certain type of disability (4)  A setting that primarily or exclusively serves people with disabilities and on-site staff provides many services to them (5)  A setting that primarily or exclusively serves people with disabilities and on-site staff provides many services to them (5)  A setting that primarily or exclusively serves people with disabilities and on-site staff provides many services to them (5)  A setting that primarily or exclusively serves people with disabilities multiple types of services and activities on-site, including housing, day services, medical, behavioral and therapeutic services, and/or social recreational activities.  Yes (1)  No (2)  Partially, explain (3)  Chis setting DOES use/authorize interventions/restrictions that may be viewed as interventions used in institutional settings or are deem unacceptable in Medicaid institutional settings (e.g. seclusion). (1)  This setting DOES NOT use/authorize interventions/restrictions that may be viewed as interventions used in institutional settings or are deemed unacceptable in Medicaid institutional settings (e.g. seclusion). (2)  A setting that primarily or exclusively explain (2)  A setting provides many services to them (5)  A setting provides many services and on-site staff provides many services to them (5)  A setting provides many services and on-site staff provides many services and on-site staff provides many services,	Q3	4 I attest the following best describes one or more types of settings in my organization:
with Intellectual Disabilities (2)  A setting that is limited to individuals receiving Medicaid HCBS services and is not part of the broader community of individuals not receive Medicaid HCBS (3)  A setting that is designed specifically for individuals with disabilities or a certain type of disability (4)  A setting that primarily or exclusively serves people with disabilities and on-site staff provides many services to them (5)  A setting that primarily or exclusively serves people with disabilities and on-site staff provides many services to them (5)  A setting that primarily or exclusively serves people with disabilities and on-site staff provides many services to them (5)  A setting that primarily or exclusively serves people with disabilities and on-site staff provides many services to them (5)  A setting that primarily or exclusively serves people with disabilities and on-site staff provides many services to them (5)  A setting that primarily or exclusively serves people with disabilities and on-site staff provides many services to them (5)  A setting that is designed specifically (5)  A setting that is designed specifically (5)  A setting that is designed specifically (6)  A setting that is designed to provide people with disabilities on setting is designed to provide people with disabilities on setting is designed to provide people with disabilities and on-site staff provides many services to them (5)  A setting that primarily or exclusively (6)  A setting that provides man	0	
Medicaid HCBS (3)  A setting that is designed specifically for individuals with disabilities or a certain type of disability (4)  A setting that primarily or exclusively serves people with disabilities and on-site staff provides many services to them (5)  A setting that primarily or exclusively serves people with disabilities and on-site staff provides many services to them (5)  A setting that primarily or exclusively serves people with disabilities and on-site staff provides many services to them (5)  A setting that primarily or exclusively serves people with disabilities multiple types of services and activities on-site, including housing, day services, medical, behavioral and therapeutic services, and/or social recreational activities.  Yes (1)  No (2)  Partially, explain (3)  Chis setting DOES use/authorize interventions/restrictions that may be viewed as interventions used in institutional settings or are deem unacceptable in Medicaid institutional settings (e.g. seclusion). (1)  This setting DOES NOT use/authorize interventions/restrictions that may be viewed as interventions used in institutional settings or are deemed unacceptable in Medicaid institutional settings (e.g. seclusion). (2)  A setting that primarily or exclusively explain (2)  A setting provides many services to them (5)  A setting provides many services and on-site staff provides many services to them (5)  A setting provides many services and on-site staff provides many services and on-site staff provides many services,	0	
O A setting that primarily or exclusively serves people with disabilities and on-site staff provides many services to them (5)  Q35 I attest the following best describes the characteristic of my organization. The setting is designed to provide people with disabilities multiple types of services and activities on-site, including housing, day services, medical, behavioral and therapeutic services, and/or social recreational activities.  O Yes (1)  No (2) Partially, explain (3)  Q36 I attest the following best describes the characteristic of my organization.  O This setting DOES use/authorize interventions/restrictions that may be viewed as interventions used in institutional settings or are deem unacceptable in Medicaid institutional settings (e.g. seclusion). (1)  This setting DOES NOT use/authorize interventions/restrictions that may be viewed as interventions used in institutional settings or are deemed unacceptable in Medicaid institutional settings (e.g. seclusion). (2)  Q37 I attest the setting ensures an individual's rights of privacy, dignity, respect, and freedom from coercion and restraint.  Fully comply (1) Partially comply, explain (2)	0	A setting that is limited to individuals receiving Medicaid HCBS services and is not part of the broader community of individuals not receiving Medicaid HCBS (3)
Q35 I attest the following best describes the characteristic of my organization. The setting is designed to provide people with disabilities multiple types of services and activities on-site, including housing, day services, medical, behavioral and therapeutic services, and/or social recreational activities.  O Yes (1)  No (2)  Partially, explain (3)  O This setting DOES use/authorize interventions/restrictions that may be viewed as interventions used in institutional settings or are deem unacceptable in Medicaid institutional settings (e.g. seclusion). (1)  O This setting DOES NOT use/authorize interventions/restrictions that may be viewed as interventions used in institutional settings or are deemed unacceptable in Medicaid institutional settings (e.g. seclusion). (2)  Q37 I attest the setting ensures an individual's rights of privacy, dignity, respect, and freedom from coercion and restraint.  O Fully comply (1)  Partially comply, explain (2)	0	A setting that is designed specifically for individuals with disabilities or a certain type of disability (4)
multiple types of services and activities on-site, including housing, day services, medical, behavioral and therapeutic services, and/or social recreational activities.  O Yes (1)  No (2)  Partially, explain (3)  O This setting DOES use/authorize interventions/restrictions that may be viewed as interventions used in institutional settings or are deem unacceptable in Medicaid institutional settings (e.g. seclusion). (1)  O This setting DOES NOT use/authorize interventions/restrictions that may be viewed as interventions used in institutional settings or are deemed unacceptable in Medicaid institutional settings (e.g. seclusion). (2)  Q37 I attest the setting ensures an individual's rights of privacy, dignity, respect, and freedom from coercion and restraint.  O Fully comply (1)  Partially comply, explain (2)	0	A setting that primarily or exclusively serves people with disabilities and on-site staff provides many services to them (5)
<ul> <li>No (2)</li> <li>Partially, explain (3)</li></ul>	mı	ultiple types of services and activities on-site, including housing, day services, medical, behavioral and therapeutic services, and/or social
<ul> <li>This setting DOES use/authorize interventions/restrictions that may be viewed as interventions used in institutional settings or are deem unacceptable in Medicaid institutional settings (e.g. seclusion). (1)</li> <li>This setting DOES NOT use/authorize interventions/restrictions that may be viewed as interventions used in institutional settings or are deemed unacceptable in Medicaid institutional settings (e.g. seclusion). (2)</li> <li>Q37 I attest the setting ensures an individual's rights of privacy, dignity, respect, and freedom from coercion and restraint.</li> <li>Fully comply (1)</li> <li>Partially comply, explain (2)</li> </ul>	?	No (2)
<ul> <li>unacceptable in Medicaid institutional settings (e.g. seclusion). (1)</li> <li>This setting DOES NOT use/authorize interventions/restrictions that may be viewed as interventions used in institutional settings or are deemed unacceptable in Medicaid institutional settings (e.g. seclusion). (2)</li> <li>Q37 I attest the setting ensures an individual's rights of privacy, dignity, respect, and freedom from coercion and restraint.</li> <li>Fully comply (1)</li> <li>Partially comply, explain (2)</li></ul>	Q3	6 I attest the following best describes the characteristic of my organization.
are deemed unacceptable in Medicaid institutional settings (e.g. seclusion). (2)  Q37 I attest the setting ensures an individual's rights of privacy, dignity, respect, and freedom from coercion and restraint.  O Fully comply (1) O Partially comply, explain (2)	0	
<ul><li>Fully comply (1)</li><li>Partially comply, explain (2)</li></ul>	0	
O Partially comply, explain (2)	Q3	7 I attest the setting ensures an individual's rights of privacy, dignity, respect, and freedom from coercion and restraint.
	0	Fully comply (1)
O Do not comply (3)	0	Partially comply, explain (2)
	0	Do not comply (3)
O Not applicable (4)	0	Not applicable (4)

Q3	8 I attest the setting optimizes individual initiative, autonomy, and independence in making life choices.
<b>O</b>	Fully comply (1) Partially comply, explain (2) Do not comply (3) Not applicable (4)
Q3	9 I attest the setting facilitates individual choice regarding services and supports, and who provides them.
0	Fully comply (1)
0	Partially comply, explain (2)
O	Do not comply (3)
O	Not applicable (4)
Q4	0 I attest the setting provides opportunities to seek employment and work in competitive integrated settings.
0	Fully comply (1)
O	Partially comply, explain (2)
O	Do not comply (3)
O	Not applicable (4)
Q4	1 I attest the setting is integrated and supports access to the greater community.
0	Fully comply (1)
O	Partially comply, explain (2)
O	Do not comply (3)
O	Not applicable (4)

Q42 I attest the setting provides opportunities to engage in community life.
<ul> <li>Fully comply (1)</li> <li>Partially comply, explain (2)</li> <li>Do not comply (3)</li> <li>Not applicable (4)</li> </ul>
Q43 I attest the setting provides opportunities to control personal resources.
O Fully comply (1)
O Partially comply, explain (2)
O Do not comply (3)
O Not applicable (4)
Q44 I attest the setting provides opportunities to receive services in the community to the same degree of access as individuals not receiving Medicaid HCBS.
O Fully comply (1)
O Partially comply, explain (2)
O Do not comply (3)
O Not applicable (4)
Q45 I attest the setting is selected by the individual from among options including non-disability specific settings and a private unit in a residenti setting.
O Fully comply (1)
O Partially comply, explain (2)
O Do not comply (3)
O Not applicable (4)

enforceable agreement.
<ul> <li>Fully comply (1)</li> <li>Partially comply, explain (2)</li> <li>Do not comply (3)</li> <li>Not applicable (4)</li> </ul>
Q47 If provider-owned or controlled, the setting provides the same responsibilities/protections from eviction as all tenants under landlord tenant law of state, county, city or other designated entity.
<ul> <li>Fully comply (1)</li> <li>Partially comply, explain (2)</li> <li>Do not comply (3)</li> <li>Not applicable (4)</li> </ul>
Q48 I attest if the setting is provider-owned or controlled and the tenant laws do not apply, the state ensures that a lease, residency agreement or other written agreement is in place providing protections to address eviction processes and appeals comparable to those provided under the jurisdiction's landlord tenant law.
<ul> <li>Fully comply (1)</li> <li>Partially comply, explain (2)</li> <li>Do not comply (3)</li> <li>Not applicable (4)</li> </ul>
Q49 I attest if provider-owned or controlled, the setting provides that each individual has privacy in their sleeping or living unit.
<ul> <li>Fully comply (1)</li> <li>Partially comply, explain (2)</li> <li>Do not comply (3)</li> <li>Not applicable (4)</li> </ul>

Q46 I attest if provider-owned or controlled, the setting provides a specific unit/dwelling that is owned, rented, or occupied under a legally

Q50 I attest if provider-owned or controlled, the setting provides units with lockable entrance doors, with appropriate staff having keys to doors as needed.
<ul> <li>Fully comply (1)</li> <li>Partially comply, explain (2)</li> <li>Do not comply (3)</li> <li>Not applicable (4)</li> </ul>
Q51 If provider-owned or controlled, the setting provides individuals who are sharing units with a choice of roommates.
<ul> <li>Fully comply (1)</li> <li>Partially comply, explain (2)</li> <li>Do not comply (3)</li> <li>Not applicable (4)</li> </ul>
Q52 I attest if provider-owned or controlled, the setting provides individuals with the freedom to furnish and decorate their sleeping or living units within the lease or other agreement.
<ul> <li>Fully comply (1)</li> <li>Partially comply, explain (2)</li> <li>Do not comply (3)</li> <li>Not applicable (4)</li> </ul>
Q53 I attest if provider-owned or controlled, the setting provides individuals with the freedom and support to control their schedules and have access to food any time.
<ul> <li>Fully comply (1)</li> <li>Partially comply, explain (2)</li> <li>Do not comply (3)</li> <li>Not applicable (4)</li> </ul>

Q54 I attest if provider-owned or controlled, the setting allows individuals to have visitors at any time.
<ul> <li>Fully comply (1)</li> <li>Partially comply, explain (2)</li> <li>Do not comply (3)</li> <li>Not applicable (4)</li> </ul>
Q55 I attest if provider-owned or controlled, the setting is physically accessible to the individual.
<ul> <li>Fully comply (1)</li> <li>Partially comply, explain (2)</li> <li>Do not comply (3)</li> <li>Not applicable (4)</li> </ul>
Q56 Based on the HCBS Final Rule, provide a short summary of your organization's assessment of compliance with the final rule:
Q57 Attestation
Q58 Name of Provider:
Q59 Name of the individual who completed Assessment:
Q60 Date of Assessment:
Q61 The person who completed the survey must initial on the line under each statement.
Q62 I completed the attached Assessment on the date specified above.

Q63 I had an opportunity to explain any difficulties or work on any problems that I related to using a computer or electronic device prior to completing the Assessment electronically.

Q64 I certify that I carefully read the Assessment and understood what was being asked of me before I provided answers.

Q65 I reviewed my answers before finishing the Assessment to ensure that I answered all questions.

Q66 All answers provided within the Assessment are accurate and truthful to the best of my knowledge.

Q67 I understand that, in the future, I may be asked to complete an in-person interview.

Q68 Only initial this question if you are not the provider. I am not the provider, however I certify that I was granted permission by the provider to complete this Assessment on his/her behalf prior to the Assessment being completed.

Q69 You must place your signature and date on the line below this next statement before submitting this form. I certify, under penalty of perjury, that all statements made on this page are accurate and truthful. I further certify that I understood all statements on this page before placing my initials next to the statements.

Signature (1)

Date: (2)

Q70 If you need to complete another survey for a different type of setting, please use the same link to start over. You may take this survey as many times as needed. Again, it is ESSENTIAL that you fill out a separate survey for each type of setting your organization controls, owns or operates. Be sure to click the >> button at the lower right corner of this page to submit this survey and you will be redirected to the KDADS website. Thank you.

## The On-Site Assessment Process

Summary for Onsite Assessment Teams

#### Who will be assessed?

A list of settings for onsite assessment will be comprised of:

- Settings where an onsite assessment is requested by the provider,
- Onsite assessment is required for heightened scrutiny, and
- A validation sample of providers who attested to being compliant.

#### Who will do the assessments?

Assessments will be completed by teams of 2-3 assessors. Ideally each team will include one KDADS Staff, one self-advocate, and one HCBS provider, composition may vary based on the availability of volunteers. Whenever possible teams will be located in the same geographic area and assess settings in their geographic area.

Qualified volunteers not assigned to a team may be used as alternates where needed.

Whenever possible, volunteer assessors will complete settings for Waivers different from the one(s) they directly work with. Where this is not possible, at minimum assessors (aside from KDADS staff) will not assess sites in their service area or they are in direct competition with.

#### How do we know who we're assessing?

- KDADS will notify each team of the setting(s) they will assess by email. This email will include the
  provider name, contact information, addresses associated with the setting, and setting type.
- KDADS Staff will notify the provider that they were selected for validation and the name/contact information for the KDADS staff assigned to complete the assessment.

#### How is the assessment scheduled?

- The assigned team will be responsible for scheduling the onsite assessment.
- If a team member is not available to participate, an alternate may be used. KDADS staff will
  decide what alternate to use.
- If you aren't able to participate in an assessment, please let the State Staff on your team know as soon as you can!
- The KDADS staff assigned to the team will take the lead in scheduling and organizing the onsite
  assessment and communicating with the other team members and notifying the provider of the
  date and time the team plan to complete the assessment. If there is more than one address
  associated with the setting, the KDADS Staff will also let the provider know what location they
  will be reviewing.
  - A standard notification email will be developed for KDADS Staff to use for this
    notification, it will include what information the team needs to see so that this
    information is readily available at the time of the onsite assessment.

#### **B.4. Onsite Assessment Tools**



☐Onsite Review
☐ Participant Interview
□Document Review

# **HCBS Final Rule Onsite Assessment**

Date:
Assessor Name:
Assessor Organization (?):
Provider Name:
Service Address:
HCBS Population:
□Autism □Frail Elderly (FE) □Intellectual or Developmental Disability (IDD) □Physical Disability (PD)
□ Technology Assisted (TA) □ Traumatic Brain Injury (TBI) □ Serious Emotional Disturbance (SED) check all that apply)
Setting Type:   Residential   Non-Residential
<ul> <li>Residential: participant's own home, family home, or provider owned and operated setting in which the consumer resides.</li> <li>Non-Residential: a setting separate from the participant's private residence or other residential living arrangement.</li> </ul>

Document Review (policies, procedures, and regulations)						
CMS Assurances	Review	Data Source- in development	Determination	Notes/Comment		
Setting optimizes individual initiative, autonomy, and independent in making life choices; Participant has his/her own bedroom or shares a room with a roommate of choice	1. Per policy/regulation, is the participant provided the opportunity to reside in their own bedroom or select their roommate(s) and furnish their living arrangement to their preference?		□Yes □No	This is the preferred format for the remaining question.		
Setting does not isolate participants from individuals not receiving Medicaid HCBS in the broader	2. Per policy/regulation, is the participant provided the opportunity for visitors to come at		□Yes □No			

community	his/her preference without		
	limitations to the specified hours		
	(as long as the health and welfare		
	of the participant is not		
	compromised as identified in the		
	person-centered plan)?		
Participant has unrestricted access in	3. Per policy/regulation, is the	□Yes □No	
the setting	participant provided the		
	opportunity for accessing any area		
	in the setting (excluding areas that		
	would serve a safety hazard or		
	would interfere with the privacy of		
	other participants)?		
Setting supports participant comfort,	4. Per policy/regulation, is the	□Yes □No	
independence, and preferences	participant provided the		
	opportunity to have access to basic		
	household equipment as identified		
	in the person-center plan (i.e.,		
	kitchen appliances)?		
Participant has a legally enforceable	5. Per policy/regulation, is the	□Yes □No	
agreement for the unit or dwelling	participant provided the		
where the participants resides	opportunity to have a legally		
	enforceable agreement/lease for		
	the setting?		
Participant is protected from eviction	6. Per policy/regulation, is the		
and afforded appeals rights in the	participant provided the		
same manner as all persons in the Sate			
who are not receiving Medicaid HCBS			
	could be required to relocate?		
Participant is protected from eviction	7. Per policy/regulation, is the	□Yes □No	
and afforded appeals rights in the	participant provided the		
same manner as all persons in the Sate			
who are not receiving Medicaid HCBS			
	appeals comparable to those		
	provided under the jurisdiction's		
	landlord tenant laws?		
Participants have full access to the	8. Per policy/regulation, is the	□Yes □No	

community;	participant provides the		
Setting support participation in	opportunity to schedule and attend		
unscheduled and scheduled	activities/appointments (work,		
community activities in the same	social, medical, etc.) at their		
manner as individuals not receiving	preference?		
Medicaid HCB services;			
Participant is employed or active in			
the community outside the setting			
Participants have full access to the	9. Per policy/regulation, is the	□Yes □No	
community;	participant provides the	A 10 10 10 10 10 10 10 10 10 10 10 10 10	
Setting support participation in	opportunity to access services and		
unscheduled and scheduled	support that will help gain access		
community activities in the same	to the larger community (i.e.,		
manner as individuals not receiving	public transportation)?		
Medicaid HCB services;			
Participant is employed or active in			
the community outside the setting			
Participant chooses and controls a	10. Per policy/regulation, is the	□Yes □No	
schedule that meets his/her wishes in	participant provided the		
accordance with a person-centered	opportunity to set his/her own		
plan	schedule for waking, bathing,		
	eating, exercising, activities, etc.?		
Participant controls his/her personal	11. Per policy/regulation, is the	□Yes □No	
resources	participant provided opportunity		
	to control their own personal		
	resources?		
Participant's right to dignity and	12. Per policy/regulation, is the	□Yes □No	
privacy is respected	participant provided the		
2007 2007	opportunity to store personal items		
	in an area that is not accessible to		
	others?		
Participant's right to dignity and	13. Per policy/regulation, is the	□Yes □No	
privacy is respected	participant provided the		
-	opportunity to lock his/her door		
	and maintain private living areas?		
Participant's right to dignity and	14. Per policy/regulation, are the	□Yes □No	
privacy is respected	participant's right to dignity and		

	privacy is respected?		
Participant chooses when and what to	15. Per policy/regulation, is the	□Yes □No	
eat	participant provided the		
	opportunity to select the meal of		
	his/her preference?		
Participant chooses when and what to	16. Per policy/regulation, is the	□Yes □No	
eat	participant provided the		
	opportunity to select the time		
	he/she prefers to eat?		
Participant chooses with whom to eat	17. Per policy/regulation, is the	□Yes □No	
or to eat alone	participant provided the		
	opportunity to select with whom		
	he/she prefers to eat?		
Participant has access to make private	18. Per policy/regulation, is the	☐Yes ☐No	
telephone calls/text/email at the	participant provided the		
participant's preference and	opportunity to make private phone		
convenience	calls/text/email at his/her		
	preference?		
Participants are free from coercion	19. Per policy/regulation, is the	□Yes □No	
	participant provided the		
	opportunity to be educated on the		
	process for filing a complaint?		
Setting meets the needs of the	20. Per policy/regulation, is the	□Yes □No	
participants who require supports and	participant provides the extra		
is physically accessible to the	support needed as identified on the		
participants	person-centered service plan (i.e.,		
	ramps, grab bars, etc.)		
Participants who need assistance to	21. Per policy/regulation, is the	□Yes □No	
dress are dressed in their own clothes	participant provided the		
appropriate for the time and individual	opportunity to receive assistance		
preference	with tasks appropriately and		
<b>X</b>	according to preference?		
Participants has privacy in their	22. Per policy/regulation, is the	□Yes □No	
sleeping space and toileting facility	participant provided the		
	opportunity to access locked areas		
I .	for privacy?	1 <b>1</b>	ı

CMS Assurances	Review	Data Source	Determination	Notes/Comment
Setting was selected by the participant	PCSP provides opportunity for the participant to get a choice in available options regarding where to live/receive services.		□Yes □No	velocitions and a state of 27.75 to 20.5
Participant chooses from whom they receive services and supports	2. PCSP provides opportunity for the participant to get a choice of service provider		□Yes □No	
Participant chooses from whom they receive services and supports	3. PCSP provides opportunity for the participant to be educate on how to request a change in provider		□Yes □No	
Participant, or representative, has an active role in the development and update of the person-centered plan	4. PCSP provides opportunity for the participant to express individuals that are important to the participant and may visit the residential settings		□Yes □No	
Participant is employed or active in the community outside of the setting	5. PCSP provides opportunity for the participant to explore option for employment in the community		□Yes □No	
Plan supports participant's comfort, independence, and preferences; Participant/representative has an active role in the development and update of the person-centered plan	PCSP provides opportunity to reflect participant's needs and preferences		□Yes □No	
Plan optimizes participant's comfort, independence, and preferences; Plan documents participant's choice of roommate	7. PCSP provides opportunity for the participant to request a change of roommate		□Yes □No	
Plan documents participant's control over his/her resources	8. PCSP providers opportunity to document if the participant has a payee to handle financial tasks		□Yes □No	
Participant chooses when and what to eat; Participant chooses with whom to eat or to eat alone	9. PCSP provides opportunity to reflect the participant's preferences related to food and eating arrangements		□Yes □No	

Plan documents the needs of the	10. PCSP provides opportunity to	□Yes □No	
participant who require supports and	reflect the additional support		
ensures the setting is physically	needs of the participant (i.e., grab		
accessible to the participants	bars, wheelchair ramps, etc.)		

<b>Consumer Interview</b>				
CMS Assurances	Requirement	Data Source	Observation	Notes/Comment
Individual chooses from whom they	1. Were you given the choice of		□Yes □No	
receive services and supports	several service providers?			
Setting was selected by the participant	2. Did you select to reside in your current setting?		□Yes □No	
Participant choices are incorporated	3. Are you satisfied with the services		□Yes □No	
into the services and supports	you are receiving?			
received;				
Participant chooses from whom they				
receive services and supports				
Participant, or representative, has an	4. Did you or a representative		□Yes □No	
active role in the development and	participate in the person-centered			
update of the person-centered plan	service plan process?			
Setting and plan meet the needs of the	5. If needed, do you have access to		□Yes □No	
participant who require supports and is	additional supports such as			
physically accessible to the participant	wheelchair ramps, grab bars, etc.?		10 WOOMS & 100 9	
Participant chooses from whom they	6. Do you know how to request a		□Yes □No	
receive services and supports	different provider if you are not			
	satisfied with your services?			
Setting does not isolate participants	7. Can you have people come and		□Yes □No	
from individuals not receiving	visit you in your home?			
Medicaid HCBS in the broader				
community			12_and 21	
Setting supports participant comfort,	8. Can people come and visit you at		□Yes □No	
independence, and preferences	any time?	3		
Participants furnish and decorate their	9. Were you able to decorate your		□Yes □No	
sleeping and/or living units in the way	room the way you wanted?			
that suits them			10.00	
Participant has his/her own bedroom	10. Did you get the option to		□Yes □No	

or shares a room with a roommate of	nagranat riarin arrin hadinaan an		
	request your own bedroom or		
choice	choose your roommate?		
	11. Do you know how to request a	□Yes □No	
	change in room/roommate?		
Participant has unrestricted access in	12. Can you go into any area of	□Yes □No	
the setting	the building?		
Participant has unscheduled and	13. Do you go shopping for your	□Yes □No	
scheduled community activities in the	clothes, food, personal items, etc.?		
same manner as individuals not	» « <del>-</del>		
receiving Medicaid HCB services			
Setting supports individual comfort,	14. Do you get to pick where you	□Yes □No	
independence, and preferences	shop for the items?	- 1 00 110	
Participants who need assistance to	15. If needed, do you get help	□Yes □No	
dress are dressed in their own clothes	completing tasks to be		
appropriate for the time and individual	appropriately clothed?		
preference	appropriately crothed.		
Participants who need assistance to	16. If needed, do you get assistance	□Yes □No	
dress are dressed in their own clothes	with cleaning your clothes?		
appropriate for the time and individual	with cleaning your crothes:		
preference	15 D		
Participants who need assistance to	17. Do you get to select the clothes	□Yes □No	
dress are dressed in their own clothes	you wear each day?		
appropriate for the time and individual			
preference			
Participant is employed or active in the	18. Are you employed?	□Yes □No	
community outside the setting	a. Do you work in the community?		
Participant has full access to the	19. Do you get the option to go to	□Yes □No	
community;	church?		
Setting supports individual comfort,	charen.		
independence, and preferences;			
Participant is employed or active in the			
community outside of the setting			
Participant has full access to the	20. Do you get to choose whether		
I		□Yes □No	
community;	you go to church on the weekend		
Setting supports individual comfort,	or during the week?		
independence, and preferences;			

St.			X
Participant is employed or active in the community outside of the setting			
Setting supports individual comfort,	21. Do you get to pick the activities	□Yes □No	
independence, and preferences;	you would like to do?	Lifes Lino	
Participant chooses and controls a	you would like to do.		
scheduled that meets his/her wishes in			
accordance with a person-centered			
plan			
Individual chooses and controls a	22. Do you have scheduled times for	□Yes □No	
scheduled that meets his/her wishes in	group activities or appointments?		
accordance with a person-centered			
plan			
Setting supports individual comfort,	23. Do you get to help decide when	□Yes □No	
independence, and preferences;	you do the activities?		
Participant chooses and controls a	VAN		
scheduled that meets his/her wishes in			
accordance with a person-centered			
plan			
Setting supports individual comfort,	24. Did you get to pick your doctor?	□Yes □No	
independence, and preferences			
Setting supports individual comfort,	25. Do you get to decide when you	□Yes □No	
independence, and preferences;	go to the doctor for an		
Participant chooses and controls a	appointment?		
scheduled that meets his/her wishes in			
accordance with a person-centered			
plan	26 De sous have the ability to some		
Setting supports individual comfort, independence, and preferences;	26. Do you have the ability to come and go from your home?	□Yes □No	
Participant has full access to the	and go from your nome?		
community			
Setting supports individual comfort,	27. Do you have access to basic	□Yes □No	
independence, and preferences	household equipment as	Lifes Lino	
independence, and preferences	identified in the person-center		
	plan (i.e., kitchen appliances)?		
Participant chooses when and what to	28. Do you have to eat at a scheduled	□Yes □No	
eat	time?	103 1110	
Participant chooses when and what to	29. Do you get the option to select	□Yes □No	

	eat	what you want to eat?		
	Participant chooses with whom to eat	30. Do you have an assigned seat in	□Yes □No	
	or to eat alone	the dining area/cafeteria?		
	Participant controls his/her personal	31. Do you have a checking or	□Yes □No	
	resources	savings account?		
	Participant controls his/her personal	32. Do you have a payee?	□Yes □No	
	resources			
	Participant controls his/her personal	33. Do you have access to the money	□Yes □No	
	resources	in your account(s)?		
	Participant's right to dignity and	34. Do you have a room where you	□Yes □No	
	privacy is respected	can lock your personal items?		
	Participant's right to dignity and	35. Can other people in your home	□Yes □No	
	privacy is respected	get into the room with your		
		personal items?		
	Participants has privacy in their	36. Do you have a lock on your	□Yes □No	
	sleeping space and toileting facility	bedroom door?		
	Participants has privacy in their	37. Do you have a lock on a	□Yes □No	
	sleeping space and toileting facility	bathroom door for privacy?		
	Participants are free from coercion	38. Do you know who you can call if	□Yes □No	
		you have an issue or problem		
		with the staff at the setting?		
	Participants are free from coercion	39. Do the staff talk to you about	□Yes □No	
		your right to file a complaint?		
	Participant's rights to dignity and	40. Do you feel that you are treated	□Yes □No	
	privacy is respected;	with dignity and respect by the		
	Staff communicates with participants	staff?		
	in a dignified manner			
	Participant is protected from eviction	41. Do you know what your rights	□Yes □No	
	and afforded appeals rights in the same			
	manner as all persons in the Sate who	setting?		
	are not receiving Medicaid HCBS			
	Participant is protected from eviction	42. Do you know what your appeal	□Yes □No	
	and afforded appeals rights in the same			
	manner as all persons in the Sate who	the setting?		
-	are not receiving Medicaid HCBS	10. 5		
	Participant is protected from eviction	43. Do you know who to call if you	□Yes □No	
1	and afforded appeals rights in the same	are being evicted?		

manner as all persons in the Sate who		
are not receiving Medicaid HCBS		

CMS Assurances	Requirement	Observation	Notes/Comment
Participants have full access to the community	Are there any barriers blocking or limiting access to the setting?	□Yes □No	
Setting does not isolate participants from individuals not receiving Medicaid HCBS in the broader community	2. Does the setting have posted visitation hours?	□Yes □No	
Participant has unrestricted access in the setting	3. Are there locked doors preventing participants from accessing certain areas of the setting?	□Yes □No	
Setting supports participation in unscheduled and scheduled community activities in the same manner as individuals not receiving Medicaid HCB services; Participant is employed or active in the community outside of the setting	4. Are community activities or resources posted at the setting (i.e., community board)?	□Yes □No	
Participant's right to dignity and privacy are respected	5. Are participant schedules (i.e., therapy hours) posted and available for view by multiple individuals?	□Yes □No	
Participant's right to dignity and privacy are respected	6. Is there a lock on the participant's bedroom door?	□Yes □No	
Participant's right to dignity and privacy are respected	7. Is there a lock on the participant's bathroom door?	□Yes □No	
Participant chooses with whom to eat or to eat alone	8. Are there assigned names in the dining area/cafeteria or a seating chart posted at the setting?	□Yes □No	
Participant chooses when and what to eat	9. Is there a meal time schedule posted at the setting?	□Yes □No	
Participant chooses when and what to	10. Is there more than one meal	□Yes □No	

eat	option available to the		
	participant?		



☐Onsite Review
☐Participant Interview
☐ Document Review

# HCBS Final Rule Onsite Assessment Non-Residential Settings

Date:
Assessor Name:
Assessor Name: Assessor Organization (?):
Provider Name:
Service Address:
HCBS Population:
□Autism □Frail Elderly (FE) □Intellectual or Developmental Disability (IDD) □Physical Disability (PD)
□Technology Assisted (TA) □Traumatic Brain Injury (TBI) □Serious Emotional Disturbance (SED)
Setting Type: Non-Residential – A setting separate from the participant's private residence or other residential living arrangement
☐ Adult Daycare (FE)
☐ Day Service – Unpaid activity/life skills (IDD)
☐ Sheltered workshop, enclave or other non-integrated paid employment (IDD)
☐ Home-based day services (IDD)
☐ Other non-residential setting

CMS Assurances	Review	Data Source	Determination	Notes/Comment
Setting optimizes individual initiative, autonomy, and independent in making life choices;	Per policy/regulation, is the participant provided the opportunity to choose with whom to do activities in the setting?		□Yes □No	
Setting does not isolate participants from individuals not receiving Medicaid HCBS in the broader community	2. Per policy/regulation, does the setting afford opportunities for individuals to have knowledge of or access to information regarding age-appropriate activities including competitive work, shopping, attending religious services, medical appointments, dining out, etc. outside of the setting, and who in the setting will facilitate and support access to these activities?		□Yes □No	
Participant has unrestricted access in the setting	3. Per policy/regulation, is the participant provided the opportunity for accessing any area in the setting (excluding areas that would serve a safety hazard or would interfere with the privacy of other participants)?		□Yes □No	
Setting supports participant comfort, independence, and preferences	4. Per policy/regulation, does the setting afford the opportunity for tasks and activities matched to individuals' skills, abilities and desires?		□Yes □No	
Participant has a legally enforceable agreement for the unit or dwelling where the participants resides	5. Per policy/regulation, is the participant provided the opportunity to have a legally			

Participant is protected from eviction and afforded appeals rights in the same manner as all persons in the Sate who are not receiving Medicaid HCBS	enforceable agreement/lease for the setting?  6. Per policy/regulation, is the participant provided the opportunity to know his/her rights regarding housing and when they could be required to relocate?		
Participant is protected from eviction and afforded appeals rights in the same manner as all persons in the Sate who are not receiving Medicaid HCBS	7. Per policy/regulation, is the participant provided the opportunity for protections to address eviction processes and appeals comparable to those provided under the jurisdiction's landlord tenant laws?		
Participants have full access to the community; Setting support participation in unscheduled and scheduled community activities in the same manner as individuals not receiving Medicaid HCB services; Participant is employed or active in the community outside the setting	8. Per policy/regulation, is the participant provided the opportunity to schedule and attend activities/appointments (work, social, medical, etc.) at their preference? For example, an absence for vacation or to attend a doctor's appointment.	□Yes □No	
Participants have full access to the community; Setting support participation in unscheduled and scheduled community activities in the same manner as individuals not receiving Medicaid HCB services; Participant is employed or active in the community outside the setting	9. Per policy/regulation, does the setting provide opportunities for regular meaningful non-work activities in integrated community settings for the period of time desired by the individual?	□Yes □No	
Participant chooses and controls a schedule that meets his/her wishes in accordance with a person-centered	10. Per policy/regulation, is the participant provided the opportunity to set his/her own	□Yes □No	

plan	schedule for activities.?	
Participant controls his/her personal	11. Per policy/regulation, is the	□Yes □No
resources	participant provided opportunity	
	to control their own personal	
D	resources?	
Participant's right to dignity and	12. Per policy/regulation, is the	□Yes □No
privacy is respected	participant provided the opportunity to store personal items	
	in an area that is not accessible to	
	others?	
Participant's right to dignity and	13. Per policy/regulation, is all	□Yes □No
privacy is respected	information about individuals kept	
	private?	
Participant's right to dignity and	14. Per policy/regulation, are the	□Yes □No
privacy is respected	participant's right to dignity and	adversariance of database Asserting of Asserting
Also or vand	privacy is respected?	
Participant chooses when and what to	15. Per policy/regulation, is the	
eat	participant provided the	
	opportunity to select the meal of	
	his/her preference?	
Participant chooses when and what to	16. Per policy/regulation, is the	
eat	participant provided the	
	opportunity to select the time	
Participant chooses with whom to eat	he/she prefers to eat?  17. Per policy/regulation, is the	
or to eat alone	participant provided the	□Yes □No
or to cat arone	opportunity to select with whom	
	he/she prefers to eat?	
Participant has access to make private	18. Per policy/regulation, is the	□Yes □No
telephone calls/text/email at the	participant provided the	
participant's preference and	opportunity to make private phone	
convenience	calls/text/email at his/her	
	preference?	
Participants are free from coercion	19. Per policy/regulation, is the	□Yes □No
	participant provided the	
	opportunity to be educated on the	
	process for filing a complaint?	

Setting meets the needs of the	20. Per policy/regulation, is the	□Yes □No	
participants who require supports and	participant provided the extra	tance to byotherapy	
is physically accessible to the	support needed as identified on		
participants	the person-centered service plan		
	(i.e., ramps, grab bars, etc.)		
Participants who need assistance to	21. Per policy/regulation, is the		
dress are dressed in their own clothes	participant provided the		
appropriate for the time and individual	opportunity to receive assistance		
preference	with tasks appropriately and		
	according to preference?		
Participants has privacy in the toileting		□Yes □No	
facility	participant provided the		
	opportunity to access locked areas		
	for privacy?		

Person-Centered Service Process or Plan				
CMS Assurances	Review	Data Source	Determination	Notes/Comment
Setting was selected by the participant	1. PCSP provides opportunity for the participant to get a choice in available options regarding where to receive services.		□Yes □No	
Participant chooses from whom they receive services and supports	2. PCSP provides opportunity for the participant to get a choice of service provider		□Yes □No	
Participant chooses from whom they receive services and supports	3. PCSP provides opportunity for the participant to be educate on how to request a change in provider.		□Yes □No	
Participant, or representative, has an active role in the development and update of the person-centered plan	4. PCSP provides opportunity for the participant to express individuals that are important to the participant and may visit the residential settings		□Yes □No	
Participant is employed or active in the community outside of the setting	5. PCSP provides opportunity for the participant to explore option for employment in the community		□Yes □No	
Plan supports participant's comfort,	6. PCSP provides opportunity to		□Yes □No	

independence, and preferences; Participant/representative has an active role in the development and update of the person-centered plan	reflect participant's needs and preferences		
Plan optimizes participant's comfort, independence, and preferences; Plan documents participant's choice of roommate	7. PCSP provides opportunity for the participant to request a change of roommate		
Plan documents participant's control over his/her resources	8. PCSP provides opportunity to document if the participant has a payee to handle financial tasks	□Yes □No	
Participant chooses when and what to eat; Participant chooses with whom to eat or to eat alone	9. PCSP provides opportunity to reflect the participant's preferences related to food and eating arrangements	□Yes □No	
Plan documents the needs of the participant who require supports and ensures the setting is physically accessible to the participants	10. PCSP provides opportunity to reflect the additional support needs of the participant (i.e., grab bars, wheelchair ramps, etc.)	□Yes □No	

Consumer Interview				
CMS Assurances	Review	Data Source	Determination	Notes/Comment
Individual chooses from whom they receive services and supports	1. Were you given the choice of several service providers?		□Yes □No	
Setting was selected by the participant	2. Did you select to attend your current setting?		□Yes □No	
Participant choices are incorporated into the services and supports received; Participant chooses from whom they receive services and supports	3. Are you satisfied with the services you are receiving?		□Yes □No	
Participant, or representative, has an active role in the development and update of the person-centered plan	4. Did you or a representative participate in the person-centered service plan process?		□Yes □No	
Setting and plan meet the needs of the participant who require supports and is	5. If needed, do you have access to additional supports such as		□Yes □No	

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physically accessible to the participant	wheelchair ramps, grab bars, etc.?			
Participant chooses from whom they	6. Do you know how to request a		□Yes □No	
receive services and supports	different provider if you are not			
00A000	satisfied with your services?			
Setting does not isolate participants	7. Do people who don't work here		□Yes □No	
from individuals not receiving	visit sometimes?			
Medicaid HCBS in the broader				
community				
Setting supports participant comfort,	8. Do you decide what to do during		□Yes □No	
independence, and preferences	the day?			
Participants furnish and decorate their	9. Were you able to decorate your			
sleeping and/or living units in the way	room the way you wanted?			
that suits them	2.0 0.0			
Participant has his/her own bedroom	10. Did you get the option to request			
or shares a room with a roommate of	your own bedroom or choose your			
choice	roommate?			
	11. Do you know how to request a			
	change in room/roommate?			
Participant has unrestricted access in	12. Can you go into any area of the		□Yes □No	
the setting	building (excluding areas that		and the second s	
,	would serve a safety hazard or			
	would interfere with the privacy of			
	other participants)?			
Participant has unscheduled and	13. Can you go into the community or		□Yes □No	
scheduled community activities in the	to other places during the day?		Approximate the state of the st	
same manner as individuals not				
receiving Medicaid HCB services				
Setting supports individual comfort,	14. Do you get to choose what		□Yes □No	
independence, and preferences	activities you do for day			
	service? Did you decide to come			
	to (location)?			
Participants who need assistance to	15. If needed, do you get help			
dress are dressed in their own	completing tasks to be			
clothes appropriate for the time and	appropriately clothed?			
individual preference		12		
Participants who need assistance to	16. If needed, do you get assistance	E-10 10 10 10 10		

	9 AND 10	20	
dress are dressed in their own	with cleaning your clothes?		
clothes appropriate for the time and			
individual preference			
Participants who need assistance to	17. Do you get to select the clothes		
dress are dressed in their own	you wear each day?		
clothes appropriate for the time and			
individual preference			
Participant is employed or active in	18. Are you employed?	□Yes □No	
the community outside the setting	a. Do you work in the community?		
Participant has full access to the	19. Do you know how to use public	□Yes □No	
community;	transportation (if available)?		
Setting supports individual comfort,	Would someone help you learn?		
independence, and preferences;	I 3		
Participant is employed or active in			
the community outside of the			
setting			
Participant has full access to	20. Do you leave day services	□Yes □No	
the community;	sometimes?		
Setting supports individual	to the control of the		
comfort, independence, and			
preferences;			
Setting supports individual comfort,	21. Do you get to pick the activities	□Yes □No	
independence, and preferences;	you would like to do?		
Participant chooses and controls a	<i>y</i>		
scheduled that meets his/her wishes			
in accordance with a person-			
centered plan			
Individual chooses and controls a	22. Do you have scheduled times for	□Yes □No	
scheduled that meets his/her wishes	group activities or appointments?		
in accordance with a person-	8		
centered plan			
Setting supports individual comfort,	23. Do you get to help decide when	□Yes □No	
independence, and preferences;	you do the activities?		
Participant chooses and controls a	<u></u>		
scheduled that meets his/her wishes			
in accordance with a person-			
centered plan			
centered plan			

Setting supports individual comfort, independence, and preferences	24. Did you get to pick your doctor?	□Yes □No
Setting supports individual comfort, independence, and preferences; Participant chooses and controls a	25. Do you get to decide when you go to the doctor for an appointment?	□Yes □No
scheduled that meets his/her wishes in accordance with a person-centered plan		
Setting supports individual comfort, independence, and preferences; Participant has full access to the community	26. Do you have the ability to come and go from the day setting?	□Yes □No
Setting supports individual comfort, independence, and preferences	27. Do you know who to talk to if you want to change what you do during the day?	□Yes □No
Participant chooses when and what to eat	28. Do you have to eat at a scheduled time?	
Participant chooses when and what to eat	29. Do you get the option to select what you want to eat?	
Participant chooses with whom to eat or to eat alone	30. Do you have an assigned seat in the dining area/cafeteria?	□Yes □No
Participant controls his/her personal resources	31. Do you have a checking or savings account?	□Yes □No
Participant controls his/her personal resources	32. Do you have a payee?	□Yes □No
Participant controls his/her personal resources	33. Do you have access to the money in your account(s)?	□Yes □No
Participant's right to dignity and privacy is respected	34. Do you have somewhere that you can lock your personal items?	□Yes □No
Participant's right to dignity and privacy is respected	35. Can other people get into the space with your personal items?	□Yes □No
Participants has privacy in their sleeping space and toileting facility	36. Do you have a lock on your bedroom door?	
Participants has privacy in their sleeping space and toileting facility	37. Does the bathroom door have a lock?	□Yes □No
Participants are free from coercion	38. Do you know who you can call if you have an issue or problem with	□Yes □No

	the staff at the setting?		
Participants are free from coercion	39. Do the staff talk to you about	□Yes □No	
***	your right to file a complaint?	The second secon	
Participant's rights to dignity and	40. Do you feel that you are treated	□Yes □No	
privacy is respected;	with dignity and respect by the		
Staff communicates with participants	staff?		
in a dignified manner			
Participant is protected from eviction	41. Do you know what your rights		
and afforded appeals rights in the	and responsibilities are for the		
same manner as all persons in the Sate	setting?		
who are not receiving Medicaid HCBS			
Participant is protected from eviction	42. Do you know what your appeal		
and afforded appeals rights in the	rights are if you are evicted from		
same manner as all persons in the Sate	the setting?		
who are not receiving Medicaid HCBS			
Participant is protected from eviction	43. Do you know who to call if you		
and afforded appeals rights in the	are being evicted?		
same manner as all persons in the Sate			
who are not receiving Medicaid HCBS			

Onsite Observation					
CMS Assurances	Review	Data Source	Determination	Notes/Comment	
Participants have full access to the community	1. Is there evidence that there is opportunity for regular interaction with the broader community?		□Yes □No		
Setting does not isolate participants from individuals not receiving Medicaid HCBS in the broader community	2. Is there evidence that outside visitors (not paid staff) are/have been present?		□Yes □No		
Participant has unrestricted access in the setting	3. Are there locked doors preventing participants from accessing certain areas of the setting (excluding areas that would serve a safety hazard or would interfere with the privacy of other participants)?		□Yes □No		
Setting supports participation in	4. Are community activities or		□Yes □No		

unscheduled and scheduled community activities in the same manner as individuals not receiving Medicaid HCB services;	resources posted at the setting (i.e., community board)?		
Participant is employed or active in the community outside of the setting			
Participant's right to dignity and privacy are respected	5. Are participant schedules (i.e., therapy hours) posted and available for view by multiple individuals?	□Yes □No	
Participant's right to dignity and privacy are respected	6. Do staff speak appropriately and respectfully to person's served?	□Yes □No	
Participant's right to dignity and privacy are respected	7. Is there a lock on the facility's bathroom door?	□Yes □No	
Participant chooses with whom to eat or to eat alone	8. Are there assigned names in the dining area/cafeteria or a seating chart posted at the setting?	□Yes □No	
Participant chooses when and what to eat	9. Is there a meal time schedule posted at the setting?		
Participant chooses when and what to eat	10. Is there more than one meal option available to the participant?		

### **Onsite Assessment Training Invitation**

Home and Community Based Services Commission New England Building 503 South Kansas Avenue Topeka, KS 66603-3404



Phone: (785) 296-3537 Fax: (785) 296-0256 wwwmail@kdads.ks.gov www.kdads.ks.gov

Timothy Keck, Interim Secretary Brandt K. Haehn, Commissioner Sam Brownback, Governor

#### Dear Stakeholder,

As you may know KDADS is in the process of assessing our compliance with the HCBS Settings Final Rule from CMS. We will soon begin the process of completing onsite assessments of settings and are seeking volunteers to work on teams with KDADS Survey and Credentialing staff to complete these assessments. Volunteers must have knowledge of at least one HCBS Waiver and attend the one day training on July 7, 2016 for completing onsite assessments. The draft process and methodology is attached and may help answer questions you have.

More information about the HCBS Settings Final Rule is available on our website at: http://www.kdads.ks.gov/commissions/home-community-based-services-(hcbs)/hcbs-waivers

#### Final Rule Onsite Assessment Training

Thursday July 7, 2016 9:30 am - 3:30 pm Holiday Inn 3145 S. 9<sup>th</sup> Street Salina, KS

#### Training will include:

Why we are doing this?

· An overview of the HCBS Settings Final Rule

#### What are we doing?

- The Onsite Assessment Tool
- · The Onsite Assessment Process

#### How do I do this work?

- · Confidentiality, HIPAA/PHI Assessment
- Rights and Responsibilities Agreement
- · Mandated Reporting/ANE
- · Waiver Acronyms, Terms, & Services
- Interviewing Tips
- · Onsite Assessment Logistics

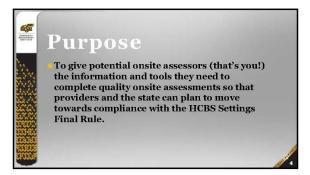
Registration for this training is required as seating is limited. Please reserve your spot by email to <u>HCBS-KS@kdads.ks.gov</u> by July 5, 2016.

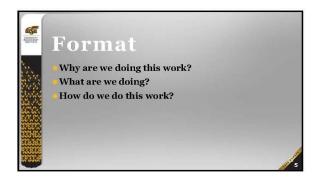
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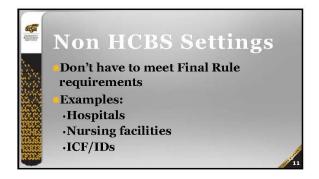




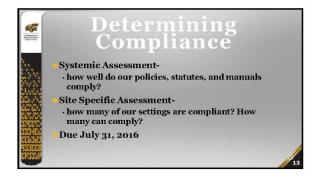




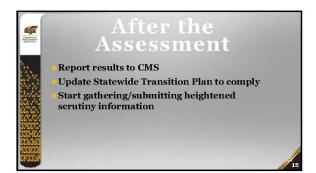






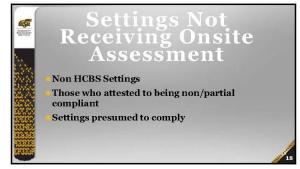


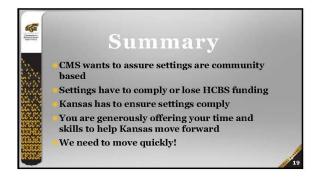




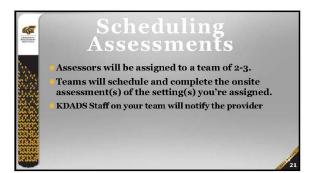


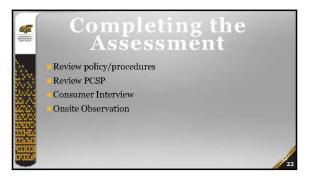


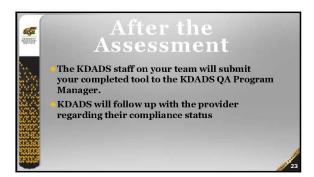


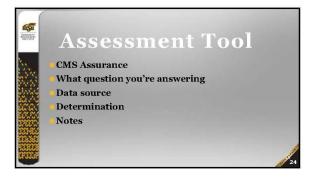






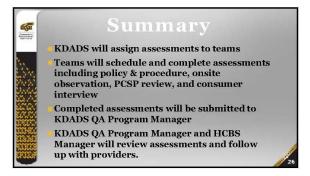






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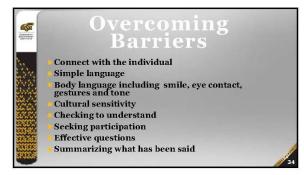


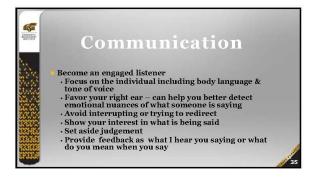




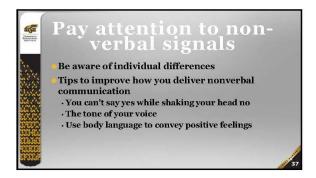


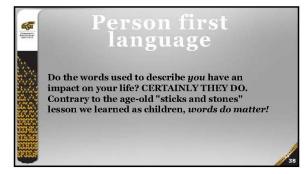




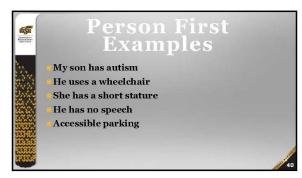










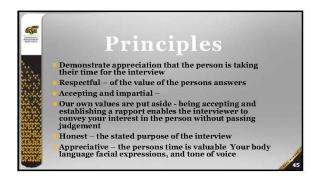




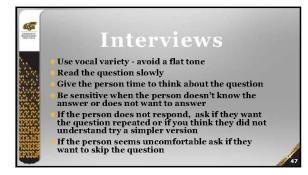


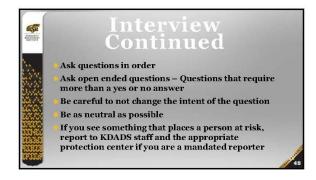




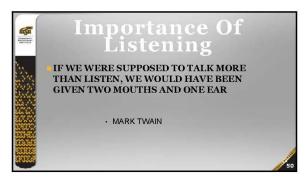


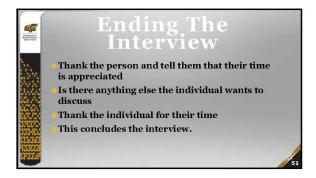














## Provider Notification of Final Rule Compliance (draft form)

Dear [provider name],

Thank you for responding to the attestation survey for the CMS Final Rule on HCBS Settings, your response helps us to plan for the next steps in assuring that HCBS settings in Kansas meet the requirements of the rule and will be able to continue to receive HCBS funding after March 17, 2019.

Based on the information you provided in the attestation survey, your setting(s) located at [addresses] don't yet meet all of the requirements of the Final Rule. This means that changes (or remediation) are needed within these settings in order to meet with the requirements of the Final Rule.

Below are the Final Rule requirements for HCBS settings, highlighted are the areas not yet compliant with the Final Rule, based on your attestation survey response.

All HCBS Settings:

- Integration
- Choice
- Independence
- Rights

**Provider Owned Residential Settings:** 

- Lease/rental agreement
- Privacy
- Autonomy
- Accessible

[Insert anything specific that is not compliant]

This determination of compliance setting(s) applies only to the settings specifically identified by address above. If you disagree with this determination, please contact [name] and we can discuss the attestation response in order to ensure accuracy.

What happens next? Not being complaint with the Final Rule at this time does not affect your current ability to provide and be reimbursed for HCBS services. We will soon begin working with providers who have settings requiring remediation and will be in contact with you in the near future to start this discussion.

If you are interested in making changes in order to comply with the final Rule, we will work with you to develop a remediation plan to assure that this setting complies with the Final Rule by March 17, 2019. If you do not intend to make changes or are not able to, you will need to notify us by [date] so we can work with you to make a plan for people served in these settings to choose other HCBS settings.

Thank you, again, for your efforts and response as we continue to move towards implementation of the CMS Final Rule on HCBS Settings. If you have any questions about this letter, please contact [who] at [phone or email].

More information about the Final Rule can be found on the KDADS Final Rule webpage.

# Consumer Survey HCBS Final Rule Consumer Survey

Wichita State University Institutional Review Board Approval #3684 08/22/16 – 07/05/17



July, 31st 2016

Dear Consumer,

My name is Tara Gregory, Director of the Wichita State University Center for Applied Research and Evaluation (CARE). CARE provides help to organizations by collecting opinions from consumers like you. You have been given this website link because you or the person you care for (as a caregiver, parent or guardian) gets services through HCBS. The Kansas Department for Aging and Disability Services (KDADS) has asked us to send you the survey to help them understand how well your HCBS services are meeting your needs. This survey includes questions about how much choice you (or the person you care for) have in things like when and what you eat, how you dress and other things like these. It also asks whether you (or the person you care for) have a care plan and some other things about your HCBS services. The survey will be sent to 1500 - 3000 HCBS consumers.

I hope you will take a few minutes to complete this survey. It should take about 15-20 minutes. But it's completely up to you whether you take it or not. This survey doesn't ask you about personal things or anything that should make you uncomfortable. However, if you feel uncomfortable with a question, you may skip it or stop at any time. Nothing you say on the survey will in any way influence your present or future HCBS services. If you choose to take this survey, please don't put your name anywhere on it. No one other than me and my staff will see your answers. We will combine the answers from all surveys into one report that doesn't include any information about individual people. We may publish the results of this survey but we will only discuss overall results.

If you have any questions or concerns about completing the survey, please contact me at (316) 978-3714 or at tara.gregory@wichita.edu . If you have any questions about your rights as a research subject, you may contact the Office of Research and Technology Transfer, Wichita State University, Wichita, KS 67260-0007, telephone (316) 978-3285. This study (IRB #3684) was approved by the IRB in July 2016.

Sincerely,

Tara Gregory, PhD

Director

🗷 tara.gregory@wichita.edu

**\** 316.978.3714



WICHITA STATE UNIVERSITY

COMMUNITY ENGAGEMENT

Center for Applied Research and Evaluation



Q2 Wichita State University Institutional Review Board Approval #3684 07/06/16 – 07/05/17 Because you or a person you care for (as a parent, guardian or caregiver) receive Home and Community Based Services (HCBS) from the Kansas Department for Aging and Disability Services (KDADS), we're asking that you participate in this survey about your experiences. Your answers will help KDADS and other service providers make their HCBS programs better. Here are some things you should know: Taking this survey is completely voluntary and you can skip questions or stop answering at any time. No matter what your answers are or even if you decide not to participate, it will not affect your HCBS or relationship with KDADS or any of your providers. Please do not put your name or other identifying information on this survey. Your answers will be combined with those of everyone else who filled out a survey, so no one will be able to tell how you answered any question. If you have any concerns or questions, you can contact: Dr. Tara Gregory, Wichita State University Center for Applied Research and Evaluation,tara.gregory@wichita.edu, 316-978-3714 The Wichita State Office of Research and Technology Transfer, 316-978-3285

Q3 Please check the box below if you agree to take this survey.

- Yes, I agree to participate (1)
- O No, Thank you. (2)

If No, Thank you. Is Selected, Then Skip To End of Survey

Q4 HCBS Consumer Survey The purpose of this survey is to gather information about your experience with Home and Community Based Services (HCBS) as a consumer. We ask you to keep in mind that we're asking for feedback ONLY about your experiences with the services you receive through HCBS for the following waivers: Technology assisted, Traumatic Brain Injury (TBI), Intellectual/Developmental Disability (I/DD), Physical Disability, Frail Elderly, Autism, and Severe Emotional Disturbance (SED). A couple of other things to keep in mind are: This survey is completely anonymous so your answers cannot be connected back to you. Taking this survey is voluntary and you may skip any questions or stop at any time. Your answers to these questions and your decision whether to take the survey will not affect your benefits from or relationship with your service provider(s), KanCare, the Kansas Department for Aging and Disability Services, or your HCBS services in any way. So please feel free to give your honest feedback.

Q5 P	Please check only one of the options below that best describes you:
O I O I	receive HCBS and am completing the survey myself (1) receive HCBS and a GUARDIAN/CAREGIVER is assisting me in taking this survey (2) receive HCBS and a SERVICE PROVIDER is assisting me in taking this survey (3) receive HCBS and a CASE MANAGER is assisting me in taking this survey (5) am a GUARDIAN/CAREGIVER taking the survey on behalf of the person with HCBS (6)
Q8 L	Inder what waiver do you receive HCBS?
<b></b>	Technology Assisted (1)
<b></b>	Fraumatic Brain Injury (TBI) (2)
☐ I	ntellectual/Developmental Disability (I/DD) (3)
☐ F	Physical Disability (4)
	Frail Elderly (5)
	Autism (6)
	Severe Emotional Disturbance (SED) (7)
□ N	No Answer (0)
base	NOTE FOR GUARDIANS/CAREGIVERS/PROVIDERS: The questions below ask for information about the person receiving home and communityed services. The questions typically say "you" or "your." Please answer the questions below for the person for whom you're a dian/caregiver/ provider – not about yourself.
Q10	What is your age in years?
Q11	What city or town do you use for your address?

Q12 Please pick (check) which option below best describes your living situation
<ul> <li>I live alone (1)</li> <li>I live with one or two other people WHO ARE NOT MY FAMILY (2)</li> <li>I live with three or more other people WHO ARE NOT MY FAMILY (3)</li> <li>I live with family (4)</li> </ul>
Q13 Where are your HCBS services provided?
<ul> <li>At my own personal home (1)</li> <li>At a group home (2)</li> <li>At an adult day center (3)</li> <li>At an adult family care center (4)</li> <li>At a residential care home (5)</li> <li>At a nursing home (6)</li> <li>At an assisted living facility (7)</li> <li>I don't know (8)</li> <li>At a sheltered workshop (9)</li> </ul>
Q14 Did you have a choice between sharing housing with roommates OR having your own private housing?
<ul> <li>Yes (1)</li> <li>No (2)</li> <li>I don't know (3)</li> </ul>
Q15 If you share a housing unit with others, were you allowed to choose your roommates?
<ul> <li>Yes (1)</li> <li>No (2)</li> <li>I don't know (3)</li> <li>I don't share my housing (4)</li> </ul>

Q16 if you receive residential services, are they from a licensed provider?
<ul> <li>Yes (1)</li> <li>No (2)</li> <li>I don't know (3)</li> <li>I don't receive residential services (4)</li> <li>If No Is Selected, Then Skip To If you receive day services, are theyIf I don't know Is Selected, Then Skip To If you receive day services, are theyIf Yes Is Selected, Then Skip To If you receive day services, are theyIf I don't receive residential Is Selected, Then Skip To If you receive day services, are they</li> </ul>
Q17 What best describes the amount of residential supports you receive?
<ul> <li>a staff person is always there (1)</li> <li>a staff person is there most of the time (2)</li> <li>a staff person is there some of the time (3)</li> <li>a staff person comes if I ask them to (4)</li> </ul>
Q18 If you receive day services, are they received from a licensed provider?
<ul> <li>Yes (1)</li> <li>No (2)</li> <li>I don't know (3)</li> <li>I don't receive day supports (4)</li> </ul>
Q19 Do you receive supportive home care or personal assistance services?
<ul> <li>Yes (1)</li> <li>No (2)</li> <li>I don't know (3)</li> </ul>

Q20 Do you have a care plan?
O Yes (1)
② No (2)
O I don't know (3)
Q21 If you know you have a care plan, were you involved in creating the care plan?
O Yes (1)
② No (2)
O I don't know (3)
O I don't have a care plan (4)
Q22 If you know you have a care plan, do you have a clear understanding of your care plan?
O Yes (1)
② No (2)
O I don't know (3)
O I don't have a care plan (4)
Q23 If you have a care plan, does your care plan provide you with interventions or services that are helpful and do not harm you in any way?
O Yes (1)
P No (2)
O I don't know (3)
O I don't have a care plan (4)
Q24 If you have staff at your home, do the staff provide transportation?
O Yes (1)
P No (2)
O I don't know (3)
O I don't have staff at my home (4)

Q25 If the staff does not provide transportation, do they provide information to help you receive trans	portation?
O Yes (1)	
P No (2)	
O I don't know (3)	
O Staff already provides transportation (4)	
O I don't have staff at my home (5)	
Q26 Do you receive day services in the same place that you live?	
O Yes (1)	
② No (2)	
O I don't know (3)	
Q27 If you receive day services somewhere else, where do you go for day services?	
O In a building that provides disability specific services. (1)	
• Where the provider office is located. (2)	
O Other: (3)	
O I don't know. (4)	
O I don't use day services (5)	

Q28 Thinking about all of the services you currently receive through HCBS, please tell us (CHECK) how strongly you agree or disagree with the following sentences:

	Strongly Disagree (1)	Disagree (2)	In the Middle (3)	Agree (4)	Strongly Agree (5)
I'm satisfied that I'm getting the right services for my needs. (SQ1)	?	?	?	?	?
The services I receive help me. (SQ2)	?	?	?	?	?
I'm satisfied with my experience with HCBS. (SQ3)	?	?	?	?	2
I am able to seek employment and job opportunities like anyone else in my community. (SQ4)	?	?	?	?	?
I have personal control over my resources (i.e. money and personal belongings). (SQ5)	?	?	?	?	?
I am able to receive services and resources in the community like anyone else who does not receive HCBS. (SQ6)	?	?	?	?	?
I have a choice in where I want live. (SQ7)	?	?	?	?	?
I have privacy in my housing unit (including having the right to lock my room). (SQ8)	?	?	?	?	?
My home and environment are physically accessible for me (SQ9)	?	?	?	?	?
I am able to decorate and furnish my home as I like	?	?	?	?	?

(SQ10)					
I am in control of my own schedule. (SQ11)	?	?	?	?	[2]
I feel connected to my neighborhood or community. (SQ12)	?	?	?	?	?
I am able to participate in any activity within my community or neighborhood as I like. (SQ13)	?	?	?	?	2
I am able to eat whenever and whatever I like. (SQ14)	?	?	?	?	?
I am able to have visitors whenever I like. (SQ15)	?	?	?	?	?
I am able to make my own life choices. (SQ16)	?	?	?	?	?
I feel respected and dignified in my experiences with HCBS. (SQ17)	2	2	?	2	2
I make my own choice on what services or providers to use. (SQ18)	[2]	?	2	2	2
The HCBS services I receive are respectful of my culture and heritage. (SQ19)	?	?	?	2	2
I have friends or relationships with people other than paid staff, family or other individuals receiving services. (SQ20)	2	2	2	2	2
I decide how to spend my money. (SQ21)	?	?	?	?	2
I generally go outside of	?	?	?	?	?

my home whenever I feel like (such as going to			
lunch, going shopping,			
going to church, etc.). (SQ22)			

Q29 Use this space for any other comments:

Q30 THANK YOU FOR YOUR FEEDBACK ON HCBS!